

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 DEREK JACKSON,  
12 Plaintiff,  
13 v.  
14 DARRELL WORTHY and CYNTHIA  
15 Defendants.  
16

Case No. 1:23-cv-01223-JLT-HBK  
NOTICE TO PARTIES REGARDING  
AMENDED FINDINGS AND  
RECOMMENDATIONS TO DISMISS  
ACTION  
(Doc. No. 13)

18 On February 21, 2024, the undersigned issued a Findings and Recommendations (“F&R”)  
19 to dismiss this action for failure to state a claim. (Doc. No. 13). The F&R mistakenly omitted the  
20 following Notice to the parties regarding the District Court’s review of the F&R and the process  
21 for filing objections. The Parties are hereby advised as follows.

22 **NOTICE**

23 These Findings and Recommendations will be submitted to the United States District  
24 Judge assigned to this case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within 14 days  
25 after being served with a copy of these Findings and Recommendations, a party may file written  
26 objections with the Court. *Id.*; Local Rule 304(b). The document should be captioned,  
27 “Objections to Magistrate Judge’s Findings and Recommendations.” The assigned District Judge  
28 will review these Findings and Recommendations under 28 U.S.C. § 636(b)(1)(C). A party’s

1 failure to file objections within the specified time may result in the waiver of certain rights on  
2 appeal. *Wilkerson v. Wheeler*, 772 F.3d 834, 839 (9th Cir. 2014).

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4 Dated: February 22, 2024

  
5 HELENA M. BARCH-KUCHTA  
6 UNITED STATES MAGISTRATE JUDGE

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